

AMENDED IN ASSEMBLY APRIL 29, 1999

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CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 1451

Introduced by Assembly ~~Member Florez~~ *Members Florez,
Campbell, and Bates*, and Senator Costa

February 26, 1999

~~An act relating to the Lamont School District, and making an appropriation therefor. An act to add Chapter 2.7 (commencing with Section 32298) to Part 19 of the Education Code, relating to school safety.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 1451, as amended, Florez. ~~Lamont School District: portable buildings~~ *School Safety Act of 1999.*

(1) Existing law, known as the Interagency School Safety Demonstration Act of 1985, among other things, encourages public schools to develop comprehensive safety plans, establishes the School/Law Enforcement Partnership comprised of the Superintendent of Public Instruction and the Attorney General, and provides for an interagency safe school model program that includes funding mechanisms.

This bill would enact the School Safety Act of 1999, that would require every school board to hold joint meetings with county sheriffs' office and, if applicable, city police offices in order to review the county's disaster response plan and, if adopted, the comprehensive safety plans developed under

the Interagency School Safety Demonstration Act of 1985. The bill would require every school governing board to provide, by July 1, 2000, a drawn map of the educational facility to local law enforcement and to revise the map. Because the bill would impose increased duties on local school districts and local law enforcement agencies, the bill would impose a state-mandated local program. The bill would encourage private schools to comply with these requirements.

The bill would also establish a School Disaster Preparedness Grant Program to be administered by the State Department of Education in consultation with the Governor's Office of Emergency Services through the School/Law Enforcement Partnership.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

~~Existing law, known as the State Relocatable Classroom Law of 1979, authorizes the State Allocation Board to lease portable classrooms to qualifying school districts and county superintendents of schools.~~

~~This bill would make legislative findings and declarations regarding the unique circumstances of the Lamont School District that require additional financial assistance from the state.~~

~~This bill would appropriate \$300,000 from the General Fund to the Superintendent of Public Instruction for allocation to the Lamont School District for the purpose of purchasing 12 portable buildings to enable the district to return to a single track calendar.~~

~~This bill would declare that, due to the unique circumstances of the Lamont School District that this bill is~~

~~intended to remedy, a general statute within the meaning of specified provisions of the California Constitution cannot be made applicable and a special statute is necessary.~~

Vote: majority. Appropriation: ~~yes~~ *no*. Fiscal committee: ~~yes~~. State-mandated local program: ~~no~~ *yes*.

The people of the State of California do enact as follows:

~~SECTION 1. The Legislature finds and declares that~~

SECTION 1. Chapter 2.7 (commencing with Section 32298) is added to Part 19 of the Education Code, to read:

Article 7. School Safety Act of 1999

32298. This act shall be known as, and may be cited as, the School Safety Act of 1999.

32298.3. The Legislature finds and declares all of the following:

(a) Public and private educational institutions play an essential role in the lives of our children.

(b) Schools must be prepared to address emergency situations involving extreme violence that create an immediate threat to the life and safety of students, teachers, and administrators.

(c) Schools must be supported by the local, state, and federal governments to ensure that school campuses are safe.

(d) Schools should work in partnership with local governments and law enforcement agencies to best protect our children from harm.

32298.5. (a) Every school governing board shall hold a joint meeting with its county board of supervisors and, if applicable, the city council, to review the county's local disaster response plan and, if adopted, the school district's comprehensive safety plan adopted pursuant to Section 32261.

(b) The purpose of the review shall be to evaluate the plan's or plans' effectiveness for responding to violence on school campuses including, but not limited to, shootings, hostage situations, and bombings.

1 (c) The joint meeting shall be held at a time when
2 adequate parent and community participation can
3 reasonably be expected.

4 (d) The joint meeting may be held as part of a
5 regularly scheduled meeting of the governing board.

6 32298.7. (a) Every public school shall provide, by
7 July 1, 2000, a drawn to scale map of the educational
8 facility to the county sheriff's office and, if appropriate,
9 the city police office.

10 (b) A revised copy of the map shall be provided to the
11 county sheriff's office and, if appropriate, the city police
12 office, within 60 days of any addition or modification to
13 the school's buildings or facilities.

14 (c) A current copy of the map described in this section
15 shall be posted in the administration office for access by
16 law enforcement personnel.

17 (d) Private schools are encouraged to comply with the
18 requirement of this section.

19 32299. (a) A School Disaster Preparedness Grant
20 Program is hereby established. The program shall be
21 administered by the State Department of Education in
22 consultation with the Governor's Office of Emergency
23 Services through the School/Law Enforcement
24 Partnership established pursuant to Section 32262.

25 (b) With respect to the grant program, the
26 partnership, the School/Law Enforcement Partnership,
27 in consultation with the Office of Emergency Services,
28 shall do all the following:

29 (1) Develop application criteria and procedures for
30 applying for the grant.

31 (2) Award grants to school districts and local
32 government consortiums to stage mock disasters.

33 (3) Evaluate the effectiveness of the funded projects
34 through a file audit.

35 (4) Notwithstanding Section 7550.5 of the
36 Government Code, report to the Legislature and the
37 Governor on the results of the program on December 1,
38 2000 and December 1, 2001.

39 (c) Grants under the School Disaster Preparedness
40 Grant Program shall be awarded on a formula basis to

1 school districts and local government consortiums to
2 stage mock disasters.

3 (d) Moneys shall be allocated to eligible consortiums
4 on a pro rata basis based on the number of total eligible
5 applications.

6 (e) Eligible applicants shall meet the following
7 requirements:

8 (1) Be a consortium of at least one county government
9 and one school district.

10 (2) Have a school district adopted comprehensive
11 safety plan that includes specific measures relating to
12 preparedness, response, and short-term and long-term
13 recovery from violent school disasters.

14 (3) Have a county emergency response plan that
15 includes response and recovery actions for school
16 disasters.

17 (f) Mock disaster applications shall minimally include
18 provisions for the following:

19 (1) Training and education of students, teachers,
20 administrative school staff, the media, and other relevant
21 community members.

22 (2) Coordination with local government, law
23 enforcement, and medical personnel.

24 (3) A mock disaster.

25 (4) Evaluation of the mock disaster.

26 (5) A modification of existing county and school
27 disaster response plans.

28 (g) The School/Law Enforcement Partnership shall
29 issue requests for applications on or before July 1, 2000.

30 (h) The School/Law Enforcement Partnership shall
31 award grants under the School Disaster Preparedness
32 Grant Program on or before December 1, 2000.

33 SEC. 2. Notwithstanding Section 17610 of the
34 Government Code, if the Commission on State Mandates
35 determines that this act contains costs mandated by the
36 state, reimbursement to local agencies and school
37 districts for those costs shall be made pursuant to Part 7
38 (commencing with Section 17500) of Division 4 of Title
39 2 of the Government Code. If the statewide cost of the
40 claim for reimbursement does not exceed one million

1 dollars (\$1,000,000), reimbursement shall be made from
2 the State Mandates Claims Fund.

3 ~~the Lamont School District is a multitrack year-round~~
4 ~~school district that has a high migrant population that~~
5 ~~requires a four week winter recess, a high poverty level~~
6 ~~population, and a pupil average reading score below the~~
7 ~~20th percentile on a national level. These unique~~
8 ~~circumstances require additional financial assistance~~
9 ~~from the state to allow the district to return to a single~~
10 ~~track calendar and more effectively improve pupil~~
11 ~~performance.~~

12 SEC. 2. ~~The sum of three hundred thousand dollars~~
13 ~~(\$300,000) is hereby appropriated from the General Fund~~
14 ~~to the Superintendent of Public Instruction for allocation~~
15 ~~to the Lamont School District for the purpose of~~
16 ~~purchasing 12 portable buildings to enable the district to~~
17 ~~return to a single track calendar.~~

18 SEC. 3. ~~The Legislature finds and declares that,~~
19 ~~because of the unique circumstances applicable to the~~
20 ~~Lamont School District, a statute of general applicability~~
21 ~~cannot be enacted within the meaning of subdivision (b)~~
22 ~~of Section 16 of Article IV of the California Constitution.~~

